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T-777 P.003/006 F-637

Attorney's Docket No.: 003364P0501, 43 A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Ho-Jin Kweon, et al.

Serial No.: 09/575,075

Filed: June 16, 2000

Examiner: Dove, T.

Art Group: 1745

For: **POSITIVE ACTIVE MATERIAL FOR  
LITHIUM SECONDARY BATTERIES AND  
METHOD OF PREPARING SAME**

37 C.F.R. §1.132

DECLARATION OF GEUN-BAE KIM

Geun-Bae Kim, declares as follows:

1. I am an inventor of the invention referenced above and detailed in the Application.
2. I am an Engineer for Samsung Display Devices Co., Ltd., 575, Sin-Dong, Paldal-Ku, Suwon-Si, Kyungki-Do, Korea. Samsung Display Devices Co., Ltd. has an interest in the present application.
3. I hold a Ph.D. in Chemistry from the Seoul National University and a B.S. in Chemistry from the Seoul National University. I am generally familiar with lithium secondary batteries.
4. I filed Application Serial No. 09/575,075 on June 16, 2000 in the United States, claiming priority from a previously filed Korean Application.
5. In response to the Office Action mailed on September 9, 2002, I am filing herewith a Response to Office Action.

6. In the Office Action mailed on September 9, 2002, the Examiner rejected a number of the claims of the above-referenced Application as being anticipated by U.S. Patent No. 6,372,385 (the '385 Patent) issued to Kweon et al.

7. I was an inventor of the '385 Patent, and all the inventors of the '385 Patent are the same inventors of the above-referenced Application. I was under an obligation to and have assigned my interest in the '385 Patent to Samsung Display Devices Co., Ltd. (Samsung). I am also under an obligation to and have assigned my interest in the above-referenced Application to Samsung. The '385 Patent is not by "another."

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: Dec. 9, 2002

  
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Geun-Bae Kim  
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